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**OFFICE OF PETITIONS**

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1456 NORTHRIDGE DRIVE  
LONGWOOD FL 32750

In re Patent No. 7,076,071  
Issue Date: July 11, 2006  
Application No. 09/877,158  
Filed: June 8, 2001  
Patentee: Robert Katz

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DECISION ON PETITION

This is a decision on the "PETITION TO ACCEPT UNINTENTIONALLY DELAYED PAYMENT OF MAINTENANCE FEE IN AN EXPIRED PATENT (37 CFR 1.378(c))", filed September 13, 2010.

The petition under 37 CFR 1.378(c) is **DISMISSED**.

The above-identified patent issued July 11, 2006. Accordingly, the first maintenance fee could have been paid during the period from July 11, 2009 through January 11, 2010 without surcharge, or with a surcharge of \$65 during the period from January 12, 2010 through July 11, 2010. The patent expired on July 12, 2010.

37 CFR 1.378(c) provides that:

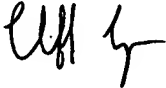
Any petition to accept an unintentionally delayed payment of a maintenance fee must include:

- (1) The required maintenance fee set forth in 37 CFR 1.20(e) through (g);
- (2) The surcharge set forth in 37 CFR 1.20(i)(1) (**currently \$1640**); and

(3) A statement that the delay in payment of the maintenance fee was unintentional.

Here, petitioner has not submitted the \$1640 surcharge. On renewed petition, petitioner must submit the \$1640 surcharge.

Telephone inquiries specific to this decision may be directed to the undersigned at (571)272-3207.



Cliff Congo  
Petitions Attorney  
Office of Petitions

Enc: PTO/SB/66 (3 pages)